

Qayed Murtaza Sharreef No 8:22-cv-00850
vs Doc-KS

Ken Clark

Motion to Add Ground

Petitioner requests for court to add petition filed in lower courts to the direct appeal currently

The petition is for unreasonable search and siegure under the 4th amendment, which was denied in all 3 lower courts for procedural issues and because it was not included in the direct appeal filed by the state appointed attorney.

the state appointed attorney refused to file any additional grounds and only focused on the Miranda issue.

Petitioner requested a copy of the petition filed with the California Supreme Court to send to this court to file and review

The plaintiff is also sending the state attorney general's office a copy following the rules of federal court procedures.

Sincerely
Qayed Shareef

1 The plaintiff would like to make the court aware
2 of a separate issue that has been raised via
3 Habeas Corpus in Superior Court of Orange County
4 regarding the issue of unreasonable search and
5 seizure under the 4th Amendment.

6

7 Briefly, the plaintiff was searched via a
8 probable cause warrant at his residence of
9 3 laurelwood, where he lived with his wife, son,
10 and brother in-Laws starting on January of
11 2014, a few days after the alleged chats
12 that occurred via the tango app. However, the
13 said chats occurred at an I.P. address
14 at 25 woodcrest Ln. according to the F.B.I.
15 What probable cause did the investigating team
16 have to obtain a search warrant for another
17 home with a completely different I.P. address.
18 The investigation of the I.P. address led the
19 F.B.I and the task force to 25 woodcrest Lane,
20 not 3 laurelwood. Thereafter, the team through
21 the use of the post office employee, who then
22 became a juror connected 3 laurelwood to the
23 chats that occurred in December of 2013. The
24 investigating team surveyed 3 laurelwood because
25 the mail from 25 woodcrest was being forwarded
26 to 3 laurelwood. At what point in the investigation
27 did they determine probable cause when no one

8

1 was in harms way, nor did anyone in the house
2 demonstrate behavior that was suspicious.

3

4 Law enforcement didn't establish a nexus
5 between the I.p address at 3 laurelwood
6 and 24 woodbawn to obtain a legal search
7 warrant. In the 2 1/2 months of surveillance
8 there wasn't ~~once~~ instance of illegal activity.
9 However, upon learning the identity of the
10 plaintiff, the task force saw an opportunity
11 to put together a big case for the media
12 the plaintiff was a successful Muslim
13 American entrepreneur, and the CEO of a
14 public company. In this regard, both the plaintiffs
15 race and success as digital media executive
16 played a part in obtaining the search warrant.
17 the plaintiff had been a law abiding citizen,
18 and had not demonstrated any untoward behavior
19 that would have given the judge reason to
20 issue the search warrant, which was in
21 violation of Plaintiffs 4th amendment rights.

22

23 The search warrant issue will be joined with
24 this appeal once it has been formally heard
25 via the habeas in Superior Court.

26

27 Claimant is seeking reversal

DEC 14 2022

Jorge Navarrete Clerk

S276497

Deputy

IN THE SUPREME COURT OF CALIFORNIA

En Banc

In re QAYED MURTAZA SHAREEF on Habeas Corpus.

The petition for writ of habeas corpus is denied. (See *In re Lessard* (1965) 62 Cal.2d 497, 503 [courts will not entertain habeas corpus claims that raise Fourth Amendment violations]; *In re Dixon* (1953) 41 Cal.2d 756, 759 [courts will not entertain habeas corpus claims that could have been, but were not, raised on appeal].)

CANTIL-SAKAUYE

Chief Justice

Proof of Service

Under penalty of perjury, the petitioner
sent a copy of the attached filing
to the following addresses on 12/21/22

United States
District Court
c/o Clerk of Court
Gay Roberson
255 East Temple street
Room 180
Los Angeles, CA 90012

Department of Justice
Office of Attorney General
600 West Broadway
Suite 1800
Po Box 85266
San Diego, CA 92186



50012-333253

CORCORAN STATE PRISON
NAME Dayegh Shavest
CDCR NUMBER SM 2467
HOUSING 3305 - 121
PO BOX 3466
CORCORAN, CA 93212

DET

Gay Roberson

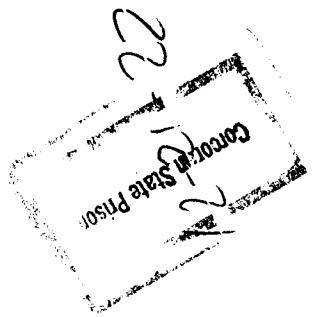
United States District Court
255 East Temple Street
Room 180

Legal Mail
STATE PRISON
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Ch. P. Rios
50105

INDIGENT